

AMENDED IN ASSEMBLY APRIL 10, 2003

CALIFORNIA LEGISLATURE—2003–04 REGULAR SESSION

**ASSEMBLY BILL**

**No. 546**

**Introduced by Assembly Member Diaz**

February 18, 2003

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An act to amend Section 8154 of the Education Code, relating to apprenticeship education.

LEGISLATIVE COUNSEL'S DIGEST

AB 546, as amended, Diaz. Apprenticeship education.

Existing law requires the Superintendent of Public Instruction and the Chancellor of the California Community Colleges, in consultation with the Division of Apprenticeship Standards, to annually review the amount of state funding necessary to provide reimbursement for apprenticeship programs. *If Existing law provides that if the amount appropriated for this purpose is in excess of the amounts needed for full reimbursement, existing law provides for the allocation of the excess shall be allocated* to school districts and community college districts to be used for the purpose of the state general apportionment from Sections A and B of the State School Fund.

This bill would ~~instead~~ require the excess amounts to be *first* allocated for related purposes in a specified priority.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

*The people of the State of California do enact as follows:*

SECTION 1. Section 8154 of the Education Code is amended to read:

8154. (a) The Superintendent of Public Instruction and the Chancellor of the California Community Colleges, in consultation with the Division of Apprenticeship Standards, shall annually review the amount of state funding necessary to provide the reimbursements specified in Section 8152, and shall include an estimate of required funds in their budgets for each fiscal year.

(b) If the amounts appropriated in any fiscal year are insufficient to provide full reimbursement, the hourly rate specified in the annual Budget Act shall be reduced on a pro rata basis so that the entire appropriation is allocated. The Superintendent of Public Instruction and the Chancellor of the California Community Colleges may mutually agree to the transfer of moneys from one section of the State School Fund to the other in an amount necessary to provide for full reimbursement, or equal funding on a pro rata basis, of the rate specified in the annual Budget Act for school districts and community college districts. The amount upon which the superintendent and chancellor agree is reappropriated from the appropriate section of the State School Fund to the other section of the State School Fund for the purpose specified in the agreement.

(c) If the amount appropriated is in excess of the amounts needed for full reimbursement, any excess shall be allocated to school districts and community college districts in the following order of priority:

(1) The amount necessary to provide full reimbursement to a school or community college district for any prior fiscal year in which the hourly rate was reduced on a pro rata basis pursuant to subdivision (b). A request for reimbursement for this amount made after December 31, 2006, shall be made within three fiscal years ~~of~~ after the fiscal year in which the hourly rate was reduced.

(2) The amount necessary to provide reimbursement to any school or community college district for any hours of valid teaching time reported to the Superintendent of Public Instruction or the Chancellor of the California Community Colleges in a prior fiscal year that was not paid. A request for reimbursement for this

1 amount made after December 31, 2006, shall be made within three  
2 fiscal years ~~of~~ *after* the fiscal year in which the unreimbursed  
3 teaching time was reported to the Superintendent of Public  
4 Instruction or the Chancellor of the California Community  
5 Colleges.

6 (3) Money shall be transferred between Sections A and B of the  
7 State School Fund in an amount sufficient to provide  
8 reimbursement to any school or community college district for any  
9 prior fiscal year in which either the hourly rate was reduced on a  
10 pro rata basis or hours of valid teaching time reported to the  
11 Superintendent of Public Instruction or the Chancellor of the  
12 California Community Colleges were not reimbursed. A request  
13 made after December 31, 2006, for the transfer of moneys  
14 pursuant to this paragraph shall be made within three fiscal years  
15 ~~of~~ *after* the fiscal year in which either the hourly rate was reduced  
16 or the unreimbursed teaching time was reported to the  
17 Superintendent of Public Instruction or the Chancellor of the  
18 California Community Colleges.

19 (4) Any remaining amount shall be used for the purpose of the  
20 state general apportionment from Sections A and B of the State  
21 School Fund.

